

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Thursday, October 12, 2006, the following members were present:

Greg Jergeson, Chairman
Brad Molnar, Vice Chairman
Doug Mood, Commissioner
Robert H. Raney, Commissioner
Thomas J. Schneider, Commissioner

APPEARANCE

Gary Duncan, Utility Division

(386) In the matter of Docket D2004.7.108 – Qwest Corporation/Qwest Communications Corporation – Qwest has filed for approval with this Commission a TRO/TRRO Amendment.

Commissioner Mood moved to approve Qwest's TRO/TRRO amendment in Docket D2004.7.108. Commissioner Raney seconded the motion, which passed unanimously.

APPEARANCE

Wayne Budt
Administrator, Transportation

(387) In the matter of Docket TN2316 – on August 29, 2006 a fuel surcharge was approved for PSC No. 9436, Town Taxi, Inc., Havre, Montana of \$.75 per fare for the period August 29, 2006 to November 27, 2006. Town Taxi, Inc. is requesting the fuel surcharge be reduced to \$.25 per fare based on the lower cost of fuel:

Commissioner Jergeson moved to approve to reduce fuel surcharge to \$.25 as requested by the carrier. Commission Molnar seconded the motion, which passed unanimously.

(388) In the matter of Docket TN2322 – Thomas F. Kenneally, Butte, Montana requests permission to continue the lease of PSC No. 4448 to The McGree Corporation, Butte, MT for a 12 month period:

Commissioner Raney moved to approve renewal of the lease as applied for. Commissioner Molnar seconded the motion, which passed unanimously.

(389) In the matter of TN2323 – C.B. Geier, Helena, Montana requests permission to continue the lease of PSC No. 3584 to Tiger Express LLC, Helena, Montana for a twelve month period, October 5, 2006 to October 5, 2007.

Commissioner Schneider moved to approve renewal of the lease as applied for. Commissioner Raney seconded the motion, which passed unanimously.

(390) In the matter of the Commission Minutes:

Commissioner Raney moved to approve the Commission Minutes for the week of October 2, 2006. Commissioner Mood seconded the motion, which passed unanimously.

APPEARANCE

Kate Whitney, Administrator
Utility Division

(391) In the matter of the Commission's discussion of N2006.8.125 – Qwest 2006 CLEC forum:

Commissioner Schneider moved to close Docket N2006.8.125. Commissioner Raney seconded the motion, which passed unanimously.

APPEARANCE

Tim Sweeney, Legal Division

(392) In the matter of the Commission's discussion of Docket D2006.10.143 - Ken Toole, et al., Qwest Customers v. Qwest Corp.:

Commissioner Schneider moved to serve a notice of complaint on Qwest pursuant to ARM 38.2.2104. Commissioner Raney seconded the motion, which passed unanimously.

(393) In the matter of the Commission's discussion of Dockets D2006.8.129 and D2006.10.144 - Buzz Telecom, Inc. – cramming complaints and misrepresentation by Buzz Telecom on behalf of Nemont:

Commissioner Molnar moved to grant staff permission to engage in settlement discussions with Buzz Telecom for the purpose of resolving pending complaints. Commissioner Raney seconded the motion, which passed unanimously.

(394) In the matter of the Commission's discussion of Dockets D2006.5.63, D2006.5.64, D2006.5.65, D2006.7.112, D2006.8.115, D2006.8.124 - Qwest Corporation, Mathews Answering Service, Spectrum Communications, YMAX Communication, Metrocall Inc., Get Mobile, Inc., Munson Radio, Inc.:

Commissioner Raney moved to approve interconnection agreements in these dockets. Commissioner Mood seconded the motion, which passed unanimously.

(395) In the matter of the Commission's discussion of Docket D2006.3.39 – Qwest – Motion to Strike – rule on Qwest's motion to strike the pre-filed testimony of MCC expert witness Allen G. Buckle.

Commissioner Schneider moved to deny Qwest's Motion to Strike of pre-filed testimony of Allen G. Buckalew, MCC's expert witness. Commissioner Raney seconded the motion, which passed unanimously.

APPEARANCE

Will Rosquist, Utility Division

(396) In the matter of the Commission's discussion of Docket D2005.12.177 – Energy West Montana – natural gas universal system benefits programs and charges:

Commissioner Jergeson moved to approve stipulation and have staff issue final order. Commissioner Mood seconded the motion, which passed unanimously.

APPEARANCE

Bryan Baldwin, Utility Division

(397) In the matter of the Commission's discussion of OMS comments to the Dept. of Energy on Transmission Congestion Study and designation of National Interest Electric Transmission Corridors – Discuss draft OMS comments to the DOE on the Transmission Congestion Study and designation NIETCs:

Commissioner Jergeson moved to participate in the OMS comments and prepare an informational footnote that OMS and CREPC comments are different from each other. Commissioner Schneider seconded the motion, which passed unanimously.

APPEARANCE

Robin McHugh, Legal Division

(398) In the matter of the Commission's discussion of Montana Shared Catalog (MSC) – consider whether the PSC wants to join the MSC:

Commissioner Raney moved to approve the Commission join the MSC as presented. Commissioner Jergeson seconded the motion, which passed 4 -1. Commissioner Molnar voted no.

There being no further business to come before the Commission the meeting was adjourned.

GREG JERGESON, Chairman

BRAD MOLNAR, Vice Chairman

DOUG MOOD, Commissioner

ROBERT H. RANEY, Commissioner

THOMAS J. SCHNEIDER, Commissioner

ATTEST:

Judy Scheier
Assistant Commission Secretary

(SEAL)